

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6977 OF 2005

Ketan Dhirajlal Chondagar .. Petitioner

Vs.

State of Maharashtra and ors. .. Respondents

Ms. A.V. Latne for petitioner.

Mr. C.R. Sonawane, AGP for respondent no.1.

CORAM: B.H. MARLAPALLE &
N.H. PATIL, JJ.

Date : September 04, 2006.

P.C.:

1. The learned counsel for the petitioner states that the petitioner on attaining majority has been issued a fresh caste certificate by the Deputy Collector, Mumbai Suburban District on 4/8/2006.

2. By the impugned order dated 25/4/2005 the Scrutiny Committee declined verification of his caste claim on the ground that he being a migrant, he was not eligible to claim the status of scheduled caste in the State of Maharashtra. As per the learned counsel for the petitioner, the petitioner being a domicile of

the State of Maharashtra by his birth and has been issued a fresh caste certificate by the Competent Authority he is entitled to get his caste claim verified afresh and more so because the petitioner's father was born in the district which was part of the erstwhile Bombay State. In support of these arguments the learned counsel for the petitioner placed reliance on the order dated 18/12/2004 passed by the Division Bench of this Court in Writ Petition No.6377 of 1998 in similar circumstances.

3. Hence the petition is disposed as withdrawn with liberty to approach the Caste Scrutiny Committee afresh on the basis of the caste certificate dated 4/8/2006.

(N.H. Patil, J.)

(B.H. Marlapalle, J.)